



ENVIRONMENTAL & REGULATORY SERVICES  
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<http://www.commerce.state.wi.us>  
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Jim Doyle, Governor  
Cory L. Nettles, Secretary

**Notice Sent to all potential PECFA claimants regarding  
Change In Payment Of Interest Costs  
By Berni Mattsson  
Environmental & Regulatory Services Division Administrator  
May 9, 2003**

**IMPORTANT NOTICE**

Dear PECFA Claimant:

You are listed as the owner or operator of a site who may be eligible to submit costs for reimbursement under the Petroleum Environmental Cleanup Fund Act (PECFA) program. The purpose of this letter is to inform you of a change in State law that may impact your ability to be reimbursed for interest costs associated with the work being performed to remediate your site.

State law was changed and provides that if an applicant does not complete the investigation of a petroleum product discharge by the first day of the 61<sup>st</sup> month after the month in which the applicant notified the Department of Commerce of the discharge and of the potential for filing a claim for reimbursement, or October 1, 2003, whichever is later, **all interest costs incurred by the applicant after the later of those days will not be eligible for reimbursement under the PECFA Program.** There are exceptions for certain local governments and brownfields sites being expanded or redeveloped. The specific legal language is included in Sec. 101.143 (4) (cc) 1 of the Wisconsin Statutes.

Example: All applicants who notified the Department of Commerce on or **before** October 1, 1998, of the release and the potential for filing a claim must have their investigation completed by October 1, 2003. If you do not complete the investigation by this date, the department will **deny all interest costs incurred** for work performed at that site after October 1, 2003. All applicants who notified the department **after** October 1, 1998, would have until the 61<sup>st</sup> month after the month in which they notified the department 1) of the release and 2) of the potential for filing a claim to complete the site investigation. If you do not complete the investigation prior to this date, the department will **deny all interest costs incurred** for work performed at the site after the first day of the 61<sup>st</sup> month after they notified the department.

The Department has formulated a list of frequently asked questions and answers to help you understand how this may affect you. [If you would like a copy of these frequently asked questions and answers, please contact Renee Dickey with the Department of Commerce PECFA Bureau at 608 264-8765]. You may also wish to look for information on the Department of Commerce website in the PECFA Update section [www.commerce.state.wi.us/er/er-pecfa-home.html](http://www.commerce.state.wi.us/er/er-pecfa-home.html) discuss this with your PECFA consultant, or again contact Renee Dickey.